

## Message Text

CONFIDENTIAL

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71

ORIGIN L-03

INFO OCT-01 EA-11 IO-14 ISO-00 SCI-06 DODE-00 INT-08

CIAE-00 PM-07 H-03 INR-10 NSAE-00 NSC-10 PA-04 RSC-01

PRS-01 SPC-03 SS-20 ACDA-19 NASA-04 /125 R

DRAFTED BY L/EA:CROH:LMS

APPROVED BY EA/ANP:LGMOSE

SCI:WACHAPIN(SUBS)

DAJA/IA:COLWHWILLIAMSON(SUBS)

DOD/ISA:COLGRANGE(SUBS)

EA/J:RDANKERT(SUBS)

----- 074401

P R 21:21Z DEC 73

FM SECSTATE WASHDC

TO CINCPACREP GUAM/TTPI

INFO USMISSION USUN NEW YORK

AMEMBASSY TOKYO

CINCPAC HONOLULU HI

C O N F I D E N T I A L STATE 249421

CINCPAC ALSO FOR POLAD

E.O. 11652:

TAGS: JA, TQ, US, MARR, TSPA

SUBJECT: JAPANESE LAUNCH VEHICLE TRACKING ON KWAJALEIN

REFS: A. STATUS LNO NO. 216C

B. STATE 247151

CINCPACREP PASS TO STATUS LNO TRENT SIAPAN AND TO HICOM

PLEASE ALSO TELEPHONE TEXT FOLLOWING MESSAGE TO SAIPAN

1. DEPT CAN NOT RPT NOT ACCEPT ANY ALLEGATION THAT AGREE-  
MENT WITH JAPANESE WILL VIOLATE TERMS OF AGREEMENT UNDER  
WHICH USG LEASES KWAJALEIN ISLAND. NEITHER LEASE BETWEEN  
KWAJALEINESE AND TTPI GOVERNMENT NOR SUBSEQUENT LEASE  
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BETWEEN TTPI GOVERNMENT AND USG CONTAINS "EXCLUSIVE USE" CLAUSE. THUS NEITHER PROHIBITS USG FROM PERMITTING USE OF KWAJALIEN AS CONTEMPLATED BY LIMITED AGREEMENT WITH GOJ.

2. UNDER LEASE, USE MUST BE CONSISTENT WITH PROVISIONS OF UN TRUSTEESHIP AGREEMENT. ARTICLE V TRUSTEESHIP AGREEMENT PERMITS USG TO ESTABLISH MILITARY BASES, WITHOUT RESTRICTION AGAINST USG LETTER OTHER COUNTRIES USE BASES. FURTHERMORE, AS WE HAVE INDICATED IN PREVIOUS MESSAGES AND AS USG HAS REQUIRED OF GOJ, THIS JAPANESE USE IS

ENTIRELY FOR PEACEFUL PURPOSES AND ADVANCEMENT OF MAN'S SCIENTIFIC KNOWLEDGE. THUS NO INCONSISTENCY BETWEEN JAPANESE USE AND USG OBLIGATIONS UNDER UN CHARTER AND TRUSTEESHIP AGREEMENT.

3. DE BRUM VIEW TRANSMITTED IN PARA 2 REF A THAT AGREEMENT WITH JAPANESE WILL VIOLATE SPIRIT IF NOT LETTER OF LEASE AGREEMENT IMPLIES AWARENESS THAT HIS OBJECTIONS NOT PRIMARILY BASED ON LEGAL CONSIDERATIONS. DEPT HOPES THAT FURTHER EXPLANATION PROVIDED REF B OF NATURE OF BOTH JAPANESE SPACE PROGRAM AND USG/GOJ AGREEMENT WILL PERSUADE MARSHALESE THERE IS ALSO NO VIOLATION OF SPIRIT OF LEASE AGREEMENT. RUSH

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NNN

\*\*\* Current Handling Restrictions \*\*\* n/a

\*\*\* Current Classification \*\*\* CONFIDENTIAL

## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01 JAN 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** n/a  
**Control Number:** n/a  
**Copy:** SINGLE  
**Draft Date:** 21 DEC 1973  
**Decaption Date:** 01 JAN 1960  
**Decaption Note:**  
**Disposition Action:** RELEASED  
**Disposition Approved on Date:**  
**Disposition Authority:** worrelsw  
**Disposition Case Number:** n/a  
**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 28 MAY 2004  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
**Disposition Remarks:**  
**Document Number:** 1973STATE249421  
**Document Source:** CORE  
**Document Unique ID:** 00  
**Drafter:** CROH:LMS  
**Enclosure:** DG ALTERED  
**Executive Order:** GS  
**Errors:** n/a  
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**Original Handling Restrictions:** n/a  
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**Page Count:** 2  
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**Previous Handling Restrictions:** n/a  
**Reference:** A. STATUS LNO NO. 216C  
**Review Action:** RELEASED, APPROVED  
**Review Authority:** worrelsw  
**Review Comment:** n/a  
**Review Content Flags:**  
**Review Date:** 15 NOV 2001  
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**Review Release Date:** n/a  
**Review Release Event:** n/a  
**Review Transfer Date:**  
**Review Withdrawn Fields:** n/a  
**Secure:** OPEN  
**Status:** <DBA CORRECTED> gwr 980313  
**Subject:** JAPANESE LAUNCH VEHICLE TRACKING ON KWAJALEIN  
**TAGS:** MARR, TSPA, JA, TQ, US  
**To:** CINCPACREP GUAM/TTPI  
**Type:** TE  
**Markings:** Declassified/Released US Department of State EO Systematic Review 30 JUN 2005